

## **EXPLANATION OF COMMISSION DETERMINATION ON ADEQUACY**

in

*Chloropicrin from China*, Inv. No. 731-TA-130 (Second Review)

On June 4, 2004, the Commission determined that it should proceed to an expedited review in the subject five-year review pursuant to section 751(c)(3)(B) of the Tariff Act of 1930, as amended, 19 U.S.C. § 1675(c)(3)(B).

The Commission received a joint response from U.S. producers ASHTA Chemicals, Inc., Niklor Chemical Co., Inc., and Trinity Manufacturing, Inc.<sup>1</sup> The Commission determined that the responses were individually adequate. The Commission also determined that the responses were an adequate domestic interested party group response because the three producers account for all domestic production of the like product.

The Commission did not receive a response from any respondent interested party. Consequently, the Commission determined that the respondent interested party group response was inadequate. The Commission did not find any circumstances that would warrant conducting a full review. The Commission therefore determined to conduct an expedited review. A record of the Commissioners' votes is available from the Office of the Secretary and the Commission's web site (<http://www.usitc.gov>).

---

<sup>1</sup>Arvesta Corporation joined in the response from U.S. producers. Arvesta Corporation is currently not a producer of chloropicrin; in 2000 it purchased the facilities of a former producer and retains the capacity to produce chloropicrin.